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TOWNSEND AND TOWNSEND AND CREW LLP

By: Thomas Suoce

PATENT Docket No.: 015389-002640US Client Ref. No.: 018/213C

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Thomas R. Cech et al.

Application No.: 10/044,692

Filed: January 11, 2002

For: NUCLEIC ACID COMPOSITIONS FOR ELICITING AN IMMUNE

RESPONSE AGAINST TELOMERASE REVERSE TRANSCRIPTASE

Customer No.: 34151

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Confirmation No.: 3439

REDDIG, PETER J.

Art Unit: 1642

Examiner:

TERMINAL DISCLAIMER

Sir:

The owners, Geron Corporation and the Regents of the University of Colorado, of 100 percent interest in the instant application hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on U.S. Patent Application No. 09/721,477 filed on November 22, 2000. Owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

Thomas R. Cech et al. Application No.: 10/044,692 Page 2

In making the above disclaimer, owners do not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as deemed in 35 U.S.C. 154 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is an attorney of record.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Randolph T. Apple Reg. No. 36,429

Date: October 6, 2008

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, California 94111-3834

Tel: (415) 576-0200 Fax: (415) 576-0300

RTA:ylm